

INTRODUCED: 05/17/2010

REFERRED TO: Rules and Public Policy Committee

SPONSOR: Councillors McQuillen, Mansfield and Lutz

DIGEST: amends the Code to amend the schedule of license, permit, inspection and administrative fees to be collected by the department of code enforcement pursuant to a cost analysis study determining the cost of the services underlying these fees to the department

SOURCE:

Initiated by: Department of Code Enforcement

Drafted by: Adam W. Collins, Assistant Corporation Counsel

LEGAL REQUIREMENTS FOR ADOPTION:

Subject to approval or veto by Mayor

PROPOSED EFFECTIVE DATE:

January 1, 2011

GENERAL COUNSEL APPROVAL:



Date: May 12, 2010

CITY-COUNTY GENERAL ORDINANCE NO. , 2010

PROPOSAL FOR A GENERAL ORDINANCE to amend the Revised Code to amend the schedule of license, permit, inspection, and administrative fees to be collected by the department of code enforcement pursuant to a cost analysis study determining the cost of the services underlying these fees to the department.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE  
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. Sections 131-501 and 131-502 of the "Revised Code of the Consolidated City and County" regarding the schedule of license and permit fees, hereby are amended by the deletion of the language that is stricken-through, and by the addition of the language that is underscored, to read as follows:

**Sec. 131-501. Schedule of license and permit fees.**

<i>Code Section</i>	<i>License or Permit</i>	<i>Fee</i>
441-364	Operation of certain trucks on certain streets	<del>\$82.00</del> <u>\$162.00</u>
536-211	Transfer of building permit	<del>\$49.00</del> <u>\$48.00</u>
536-602	Construction or placement of, or additions to, Class 2 structures for a primary Class 2 structure	For structures less than or equal to 1,000 square feet, a minimum fee of <del>one hundred and seventy-six dollars (\$176.00)</del> <u>two hundred and seventeen dollars (\$217.00)</u> ; for each additional 500 square feet, an additional fee of twenty-three dollars (\$23.00) shall apply. Square feet calculation shall include the area of an attached garage or carport and the area of a finished basement or attic, but exclude the area of an unfinished basement or attic

536-602	Accessory Class 2 structure appurtenant to a primary Class 2 structure	For accessory structures less than or equal to 200 square feet a fee of <del>twenty-one</del> <u>forty-two</u> dollars ( <del>\$21.00</del> ) ( <u>\$42.00</u> ). For accessory structures greater than 200 square feet and less than or equal to 1,000 square feet, a minimum fee of one hundred and <del>twenty-nine</del> <u>ninety-three</u> dollars ( <del>\$129.00</del> ) ( <u>\$193.00</u> ); for each additional 500 square feet, an additional fee of twenty-three dollars (\$23.00) shall apply
536-602	Construction or placement of, or additions to, Class 1 structures	For structures less than or equal to 2,500 square feet, a minimum fee of <del>two hundred and eighty-three</del> <u>three hundred and fifty-one</u> dollars ( <del>\$283.00</del> ) ( <u>\$351.00</u> ); for each additional 1,000 square feet, an additional fee of twenty-three dollars (\$23.00) shall apply
536-603	Remodeling, alteration, or repair of Class 2 structures; provided, however, that when remodeling, alteration, or repair of a Class 2 structure is accomplished at the same time as an addition to an existing structure, a single permit fee shall be determined according to section 536-602	For structures less than or equal to 1,000 square feet, a minimum fee of one hundred and <del>twelve</del> <u>fifty-nine</u> dollars ( <del>\$112.00</del> ) ( <u>\$159.00</u> ); for each additional 500 square feet, an additional fee of thirty-nine dollars (\$39.00) shall apply
536-603	Remodeling, alteration, or repair of Class 1 structures	For structures less than or equal to 2,500 square feet, a minimum fee of <del>one hundred and eighty-nine</del> <u>two hundred and fifty-seven</u> dollars ( <del>\$189.00</del> ) ( <u>\$257.00</u> ); for each additional 1,000 square feet, an additional fee of twenty-three dollars (\$23.00) shall apply
536-604	Installation of a plumbing system in a new Class 2 structure	For structures less than or equal to 2,500 square feet, a minimum fee of one hundred and <del>eighteen</del> <u>eighty-five</u> dollars ( <del>\$118.00</del> ) ( <u>\$185.00</u> ); for each additional 500 square feet, an additional fee of twenty-three dollars (\$23.00) shall apply
536-604	Installation or alteration of a plumbing system in a Class 1 structure	For the first ten (10) fixtures installed, a minimum fee of one hundred and <del>nine</del> <u>eighty-two</u> dollars ( <del>\$109.00</del> ) ( <u>\$182.00</u> ); for each additional five (5) fixtures, an additional fee of twenty-three dollars (\$23.00) shall apply
536-604	Alteration, repair or replacement of plumbing in an existing Class 2 structure	For structures less than or equal to 1,000 square feet, a minimum fee of <del>ninety-four</del> <u>one hundred and fifty-three</u> dollars ( <del>\$94.00</del> ) ( <u>\$153.00</u> ); for each additional 500 square feet, an additional fee of twenty-three dollars (\$23.00) shall apply
536-604	Initial connection or reconnection of plumbing to a structure that has been removed from one (1) location and is being placed at another location or to a factory constructed building	<del>\$87.00</del> <u>\$134.00</u>

536-605	Installation of an electrical power distribution system in a new structure or in an addition to an existing structure other than a Class 2 structure	For structures less than or equal to 2,500 square feet, a minimum fee of <del>one hundred and twenty-eight dollars (\$128.00)</del> <u>two hundred and two dollars (\$202.00)</u> ; for each additional 1,000 square feet, an additional fee of twenty-three dollars (\$23.00) shall apply
536-605	Repair, alteration or remodeling of an electrical power distribution system in an existing structure, or in an addition to a Class 2 structure	For structures less than or equal to 1000 square feet, a minimum fee of one hundred and <del>two sixty-nine dollars (\$162.00)</del> <u>(\$169.00)</u> ; for each additional 500 square feet, an additional fee of twenty-three dollars (\$23.00) shall apply
536-605	Installation or replacement of space heating equipment using electricity as its primary source of energy	For structures or affected areas less than or equal to 10,000 square feet, a minimum fee of <del>ninety one hundred and forty-six dollars (\$90.00)</del> <u>(\$146.00)</u> ; for each additional 2,500 square feet, an additional fee of twenty-three dollars (\$23.00) shall apply
536-605	Installation or replacement of space cooling equipment using electricity as its primary source of energy	For structures or affected areas less than or equal to 10,000 square feet, a minimum fee of <del>ninety one hundred and forty-six dollars (\$90.00)</del> <u>(\$146.00)</u> ; for each additional 2,500 square feet, an additional fee of twenty-three dollars (\$23.00) shall apply
536-605	Installation or replacement of combined space heating and space cooling equipment using electricity as their primary source of energy	For structures or affected areas less than or equal to 10,000 square feet, a minimum fee of one hundred and <del>nine seventy-eight dollars (\$109.00)</del> <u>(\$178.00)</u> ; for each additional 2,500 square feet, an additional fee of twenty-three dollars (\$23.00) shall apply
536-605	Initial connection or reconnection of electrical power to a structure that has been removed from one (1) location and is being placed at another location or to a factory constructed building	<del>\$65.00</del> <u>\$89.00</u>
536-605	Installation, alteration, replacement or repair of a system distributing electrical power to service equipment supplying power to manufactured home located in a manufactured home park	<del>\$269.00</del> <u>\$498.00</u>
536-605	Obtaining each "electrical craft work certificate of compliance" form, as allowed in subsection 536-404(b)	<del>\$18.00</del> <u>22.00</u>
536-606	Installation, replacement, or addition of a heating system, space heating equipment or other types of heating transfer, or installation, replacement, alteration, or addition of duct work only	For structures or affected areas less than or equal to 2,500 square feet, a minimum fee of <del>ninety-seven one hundred and fifty-three dollars (\$97.00)</del> <u>(\$153.00)</u> ; for each additional 1,000 square feet, an additional fee of twenty-three dollars (\$23.00) shall apply

536-606	Installation, addition or replacement of a cooling system, space cooling equipment, or other types of cooling transfer, or installation, replacement, alteration, or addition to duct work only	For structures or affected areas less than or equal to 2,500 square feet, a minimum fee of <del>ninety-seven one hundred and fifty-three</del> <u>one hundred and fifty-three</u> dollars ( <del>\$97.00</del> ) ( <u>\$153.00</u> ); for each additional 1,000 square feet, an additional fee of twenty-three dollars (\$23.00) shall apply
536-606	Installation, replacement, or addition of combined heating systems and cooling systems, combined space heating equipment and space cooling equipment, or other types of heating or cooling transfer, or installation, replacement, alteration, or addition of duct work only	For structures or affected areas less than or equal to 2,500 square feet, a minimum fee of one hundred and <del>eighteen</del> <u>eighty-five</u> dollars ( <del>\$118.00</del> ) ( <u>\$185.00</u> ); for each additional 1,000 square feet, an additional fee of twenty-three dollars (\$23.00) shall apply
536-606	Refrigeration equipment	<del>\$98.00</del> <u>\$156.00</u>
536-607	Demolition or removal of primary Class 2 structures located on the same premises	<del>\$96.00</del> <u>\$127.00</u>
536-607	Demolition or removal of accessory Class 2 structure	<del>\$67.00</del> <u>\$94.00</u>
536-607	Demolition or removal of Class 1 structures with ground floor area of less than two thousand and five hundred (2,500) square feet	<del>\$106.00</del> <u>\$141.00</u>
536-607	Demolition or removal of Class 1 structures with ground floor area equal to or greater than two thousand and five hundred (2,500) square feet, but less than five thousand (5,000) square feet	<del>\$167.00</del> <u>\$199.00</u>
536-607	Demolition or removal of Class 1 structures with ground floor area equal to or greater than five thousand (5,000) square feet, but less than ten thousand (10,000) square feet	<del>\$216.00</del> <u>\$231.00</u>
536-607	Demolition or removal of Class 1 structures with ground floor area equal to or greater than ten thousand (10,000) square feet	<del>\$289.00</del> <u>\$292.00</u>
536-607	Demolition or removal of smokestacks, aboveground storage tanks, overhead hoppers, or other similar structures	<del>\$228.00</del> <u>\$296.00</u>
536-608	Master permit	The sum of the applicable fees
536-609	Administrative fee	\$215.00
536-610	General service activity permit fee	<del>\$45.00</del> <u>\$89.00</u>
536-612	General construction permit, where not specified by chapters 536 or 131 of this code	<del>\$105.00</del> <u>\$170.00</u> for Class 1 structures; and <del>\$95.00</del> <u>\$141.00</u> for Class 2 structures
536-615	Amendment of a building permit that requires submittal of additional plans	<del>\$53.00</del> <u>\$101.00</u>

536-616	Building permit renewal after expiration	<del>\$53.00</del> <u>\$56.00</u>
536-619	Additional service fee for applying for all demolition, master, sign, structural, and infrastructure related permits	<del>\$29.00</del> <u>\$32.00</u>
536-620	Plan review of a primary or accessory Class 2 structure. Review includes appropriate structural and mechanical plan review	<del>Sixty-seven</del> Eighty-five dollars ( <del>\$67.00</del> ) ( <del>\$85.00</del> ) for structures less than 1,000 square feet. For each additional 500 square feet an additional fee of twenty-one dollars (\$21.00)
536-620	Plan review of Class 1 structures. Review includes appropriate structural and mechanical plan review	<del>Two hundred and thirty-six dollar (\$236.00)</del> <del>Three hundred and forty-six dollar (\$346.00)</del> initial fee; review time in excess of three (3) hours shall be billed at a rate of ninety-one dollars (\$91.00) per hour in addition to the initial fee
536-620	Accelerated plan review of Class 1 structures. Review includes appropriate structural and mechanical plan review	\$316.00 per hour
575-7	Administrative fee for abatement of environmental public nuisance	\$288.00
601-8	Operation of sanitary landfill	<del>\$269.00</del> <u>\$437.00</u>
645-548	Transfer of right-of-way overhead or subsurface use permit	<del>\$26.00</del> <u>\$48.00</u>
645-579	Encroachment	<del>\$230.00</del> <u>\$360.00</u>
671-22	Extension, amendment, or transfer of sewer connection permit	<del>\$43.00</del> <u>\$56.00</u>
671-122	Private disposal facility	\$100.00
671-159	Extension of sanitary sewer construction permit	<del>\$43.00</del> <u>\$56.00</u>
671-167	Amendment of sanitary sewer construction permit	<del>\$43.00</del> <u>\$56.00</u>
671-170	Transfer of sanitary sewer construction permit	<del>\$43.00</del> <u>\$56.00</u>
801-310	Administrative fee – licensing	\$215.00
807-203	Adult entertainment business	<del>\$226.00</del> <u>\$377.00</u>
811-213	Alarm business	\$250.00
831-2	Amusement location	<del>\$114.00</del> <u>\$207.00</u>
836-2	Kennel, pet shop, or stable	<del>\$113.00</del> <u>\$200.00</u>
875-701	New listing or license for a sole proprietor, partnership or corporation as a general contractor, or for licensing a person, sole proprietor, partnership or corporation as an electrical contractor, heating and cooling contractor or wrecking contractor	<del>\$321.00</del> <u>\$247.00</u> for a business entity; and <del>\$386.00</del> <u>\$377.00</u> for an individual

875-701	Renewal of a listing or license for a sole proprietor, partnership or corporation as a general contractor, or for licensing a person, sole proprietor, partnership or corporation as an electrical contractor, heating and cooling contractor or wrecking contractor	<del>\$281.00</del> <u>\$247.00</u>
875-701	Registration of state licensed plumbing contractors who are sole proprietors, and individuals within a corporation who are eligible to secure permits	<del>\$151.00</del> <u>\$142.00</u>
875-701	Additional names of persons eligible to secure permits for a contractor	<del>\$64.00</del> <u>\$63.00</u>
881-7	Dance permit	<del>\$142.00</del> <u>\$209.00</u>
881-7	Annual dance license	<del>\$208.00</del> <u>\$335.00</u>
886-8	Fire extinguisher service company	<del>\$116.00</del> <u>\$207.00</u>
895-1	Horse-drawn carriage	<del>\$63.00</del> <u>\$105.00</u>
901-3	Hotel	<del>\$156.00</del> <u>\$291.00</u>
903-102	Pedal cabs	<del>\$45.00</del> <u>\$70.00</u>
909-103	Lobbyist	\$100.00
911-6	Massage parlor, bathhouse, escort service, body painting studio or nude modeling studio	<del>\$285.00</del> <u>\$319.00</u>
911-6	Massage therapist, escort, body painting model or nude model	<del>\$64.00</del> <u>\$103.00</u>
931-201	Commercial parking facility	<del>\$114.00</del> <u>\$207.00</u>
936-2	Public pay telephone	<del>\$67.00</del> <u>\$81.00</u>
951-104	Pawnbroker	<del>\$260.00</del> <u>\$320.00</u> for each place of business of licensee
951-404	Dealers in salvage or scrap metal	<del>\$384.00</del> <u>\$568.00</u> for each place of business of licensee
955-1	Trash hauling	<del>\$153.00</del> <u>\$286.00</u>
961-204	Vendor cart in franchise zone or commercial franchise zone	<del>\$125.00</del> <u>\$99.00</u>
961-209	Vendor cart transfer	<del>\$47.00</del> <u>\$69.00</u>
961-303	Vendor cart franchise zone drawing	<del>\$33.00</del> <u>\$40.00</u>
961-503	Special event – application fee	<del>\$16.00</del> <u>\$32.00</u>
961-503	Special event	\$25.00
961-503	Special event requiring fire department personnel or apparatus	\$100.00
987-102	Transient merchant	<del>\$71.00</del> <u>\$121.00</u>
996-25	Taxicab operator	<del>\$40.00</del> <u>\$59.00</u>

996-47	Public vehicle for hire – per vehicle	<del>\$154.00</del> <u>\$208.00</u>
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**Sec. 131-502. Schedule of inspection fees.**

The following fees are established for their respective inspections conducted by the city or county.

<i>Code Section</i>	<i>Inspection</i>	<i>Fee</i>
536-503	Building inspection of premises upon which municipally licensed activities are to be carried out (initial inspection and annual reinspection)	<del>\$85.00</del> <u>\$84.00</u>
536-503	Fire inspection of premises upon which municipally licensed activities are to be carried out (initial inspection and annual reinspection)	\$84.00
536-612	General construction inspection, where not specified by chapters 536 or 131 of this code	<del>\$100.00</del> <u>\$154.00</u>
536-617	Accelerated inspection option for a same day inspection	\$232.00
536-617	Accelerated inspection option for a next day inspection	\$187.00
536-617	Accelerated inspection option for a next day inspection at a scheduled time	\$245.00
536-617	Accelerated inspection option for a weekday after 5:00 p.m. or weekend inspection	\$348.00
996-47	Public vehicle for hire	\$65.00 for an initial inspection of the taxicab and, if the initial inspection reveals that the taxicab does not comply with the motor vehicle equipment requirements of IC 9-19 and section 996-123 of the Code, \$35.00 for any subsequent inspection

SECTION 2. The expressed or implied repeal or amendment by this ordinance of any other ordinance or part of any other ordinance does not affect any rights or liabilities accrued, penalties incurred, or proceedings begun prior to the effective date of this ordinance. Those rights, liabilities, and proceedings are continued, and penalties shall be imposed and enforced under the repealed or amended ordinance as if this ordinance had not been adopted.

SECTION 3. Should any provision (section, paragraph, sentence, clause, or any other portion) of this ordinance be declared by a court of competent jurisdiction to be invalid for any reason, the remaining provision or provisions shall not be affected, if and only if such remaining provisions can, without the invalid provision or provisions, be given the effect intended by the Council in adopting this ordinance. To this end the provisions of this ordinance are severable.

SECTION 4. This ordinance shall be in effect upon the passage of Proposal No. 149, 2010, from and after its passage by the Council, and compliance with Ind. Code § 36-3-4-14 or on January 1, 2011, whichever last occurs.

The foregoing was passed by the City-County Council this \_\_\_\_\_ day of \_\_\_\_\_, 2010, at \_\_\_\_\_ p.m.

ATTEST:

\_\_\_\_\_  
Ryan Vaughn  
President, City-County Council

\_\_\_\_\_  
Melissa Thompson  
Clerk, City-County Council

Presented by me to the Mayor this \_\_\_\_\_ day of \_\_\_\_\_, 2010, at 10:00 a.m.

\_\_\_\_\_  
Melissa Thompson  
Clerk, City-County Council

Approved and signed by me this \_\_\_\_\_ day of \_\_\_\_\_, 2010.

\_\_\_\_\_  
Gregory A. Ballard, Mayor